

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In re:

ABENGOA BIOENERGY US HOLDING, LLC,
et al.,

Debtors.

Chapter 11

Case No. 16-41161-659

(Jointly Administered)

MEMORANDUM TO THE COURT

The Amended Schedule E/F for Abengoa Bioenergy Operations, LLC (16-44196) includes the following amendments:

- Claim of Abengoa Bioenergy Meramec Renewable, LLC is Contingent, Unliquidated, and Disputed.
- Insertion of footnote stating that the above-referenced claim may be equity.
- Deletion of the claim of Abengoa Bioenergy Maple, LLC in the amount of \$8,721,417.74.
- Reduction of claim of Compañía Española de Financiación del Desarrollo, Cofides, S.A to the amount of \$47,364,000.00.

The Amended Schedule A/B for Abengoa Bioenergy Operations, LLC (16-44196) incorporates the above-referenced amendments and also reduces Abengoa Bioenergy Meramec Renewable, LLC's ownership to 79.75 percent.

The Amended Schedule G for Abengoa Bioenergy Operations, LLC (16-44196) removes all executory contracts and unexpired leases.

The Amended Schedule H for Abengoa Bioenergy Operations, LLC (16-44196) replaces Abengoa Bioenergy Meramec Renewable, LLC with Abengoa Bioenergy US Holding, LLC as the codebtor. Amended Schedules E/F apply.

The Summary of Assets and Liabilities changes to accommodate the above listed changes accordingly.

Dated: May 26, 2017
St. Louis, Missouri

Respectfully submitted,

ARMSTRONG TEASDALE LLP

/s/ Richard W. Engel, Jr.

Richard W. Engel, Jr. #34641MO

Susan K. Ehlers #49855MO

Erin M. Edelman, #67374MO

7700 Forsyth Blvd., Suite 1800

St. Louis, Missouri 63105

Telephone: (314) 621-5070

Facsimile: (314) 621-5065

rengel@armstrongteasdale.com

sehlers@armstrongteasdale.com

eedelman@armstrongteasdale.com

Local Counsel to the Debtors and Debtors in Possession

-and-

DLA PIPER LLP (US)

Richard A. Chesley #6240877IL

203 North LaSalle Street, Suite 1900

Chicago, Illinois 60601

(312) 368-4000

(312) 236-7516 (facsimile)

richard.chesley@dlapiper.com

R. Craig Martin, Esq. #005032DE

1201 North Market Street, Suite 2100

Wilmington, Delaware 19801

(302) 468-5700

(302) 394-2341 (facsimile)

craig.martin@dlapiper.com

Counsel to the Debtors and Debtors in Possession

Fill in this information to identify the case:

Debtor name Abengoa Bioenergy Operations, LLCUnited States Bankruptcy Court for the Eastern District of Missouri
(State)Case number (If known): 16-44196 (KAS)☒ Check if this is an amended filing

Official Form 206Sum

Summary of Assets and Liabilities for Non-Individuals

12/15

Part 1: Summary of Assets1. **Schedule A/B: Assets—Real and Personal Property** (Official Form 206A/B)1a. **Real property:**Copy line 88 from *Schedule A/B*\$ 0.001b. **Total personal property:**Copy line 91A from *Schedule A/B*\$ 469,768,281.70
+ undetermined amounts1c. **Total of all property:**Copy line 92 from *Schedule A/B*\$ 469,768,281.70
+ undetermined amounts**Part 2: Summary of Liabilities**2. **Schedule D: Creditors Who Have Claims Secured by Property** (Official Form 206D)Copy the total dollar amount listed in Column A, *Amount of claim*, from line 3 of *Schedule D*\$ 0.003. **Schedule E/F: Creditors Who Have Unsecured Claims** (Official Form 206E/F)3a. **Total claim amounts of priority unsecured claims:**Copy the total claims from Part 1 from line 5a of *Schedule E/F*\$ 0.003b. **Total amount of claims of nonpriority amount of unsecured claims:**Copy the total of the amount of claims from Part 2 from line 5b of *Schedule E/F*+ \$ 51,210,924.104. **Total liabilities**

Lines 2 + 3a + 3b

\$ 51,210,924.10

Fill in this information to identify the case:

Debtor name Abengoa Bioenergy Operations, LLC

United States Bankruptcy Court for the: Eastern District of Missouri
(State)

Case number (if known): 16-44196 (KAS)

☒ Check if this is an amended filing

Official Form 206A/B

Schedule A/B: Assets — Real and Personal Property

12/15

Disclose all property, real and personal, which the debtor owns or in which the debtor has any other legal, equitable, or future interest. Include all property in which the debtor holds rights and powers exercisable for the debtor's own benefit. Also include assets and properties which have no book value, such as fully depreciated assets or assets that were not capitalized. In Schedule A/B, list any executory contracts or unexpired leases. Also list them on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G).

Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. At the top of any pages added, write the debtor's name and case number (if known). Also identify the form and line number to which the additional information applies. If an additional sheet is attached, include the amounts from the attachment in the total for the pertinent part.

For Part 1 through Part 11, list each asset under the appropriate category or attach separate supporting schedules, such as a fixed asset schedule or depreciation schedule, that gives the details for each asset in a particular category. List each asset only once. In valuing the debtor's interest, do not deduct the value of secured claims. See the instructions to understand the terms used in this form.

Part 1: Cash and cash equivalents

1. Does the debtor have any cash or cash equivalents?

- ☐ No. Go to Part 2.
☒ Yes. Fill in the information below.

All cash or cash equivalents owned or controlled by the debtor

Current value of debtor's interest

2. Cash on hand

\$ 0.00

3. Checking, savings, money market, or financial brokerage accounts (Identify all)

Name of institution (bank or brokerage firm)

Type of account

Last 4 digits of account number

3.1. See attached rider

\$ 6,451.49

3.2. _____

\$ _____

4. Other cash equivalents (Identify all)

4.1. None

\$ 0.00

4.2. _____

\$ _____

5. Total of Part 1

Add lines 2 through 4 (including amounts on any additional sheets). Copy the total to line 80.

\$ 6,451.49

Part 2: Deposits and prepayments

6. Does the debtor have any deposits or prepayments?

- ☒ No. Go to Part 3.
☐ Yes. Fill in the information below.

Current value of debtor's interest

7. Deposits, including security deposits and utility deposits

Description, including name of holder of deposit

7.1. _____

\$ _____

7.2. _____

\$ _____

Debtor Abengoa Bioenergy Operations, LLC
Name

Case number (if known) 16-44196 (KAS)

8. Prepayments, including prepayments on executory contracts, leases, insurance, taxes, and rent

Description, including name of holder of prepayment

8.1. _____ \$ _____

8.2. _____ \$ _____

9. Total of Part 2.

Add lines 7 through 8. Copy the total to line 81.

\$ 0.00

Part 3: Accounts receivable

10. Does the debtor have any accounts receivable?

☒ No. Go to Part 4.

☐ Yes. Fill in the information below.

Current value of debtor's interest

11. Accounts receivable

11a. 90 days old or less: _____ = → \$ _____
face amount doubtful or uncollectible accounts

11b. Over 90 days old: _____ = → \$ _____
face amount doubtful or uncollectible accounts

12. Total of Part 3

Current value on lines 11a + 11b = line 12. Copy the total to line 82.

\$ 0.00

Part 4: Investments

13. Does the debtor own any investments?

☐ No. Go to Part 5.

☒ Yes. Fill in the information below.

Valuation method used for current value

Current value of debtor's interest

14. Mutual funds or publicly traded stocks not included in Part 1

Name of fund or stock:

14.1. None _____ \$ 0.00

14.2. _____ \$ _____

15. Non-publicly traded stock and interests in incorporated and unincorporated businesses, including any interest in an LLC, partnership, or joint venture

Name of entity:

% of ownership:

15.1. See attached rider _____ % \$ Undetermined

15.2. _____ % \$ _____

16. Government bonds, corporate bonds, and other negotiable and non-negotiable instruments not included in Part 1

Describe:

16.1. None _____ \$ 0.00

16.2. _____ \$ _____

17. Total of Part 4

Add lines 14 through 16. Copy the total to line 83.

\$ 0.00
+ undetermined amounts

Debtor Abengoa Bioenergy Operations, LLC
Name

Case number (if known) 16-44196 (KAS)

Part 5: Inventory, excluding agriculture assets

18. Does the debtor own any inventory (excluding agriculture assets)?

- ☒ No. Go to Part 6.
☐ Yes. Fill in the information below.

General description	Date of the last physical inventory	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
19. Raw materials				
_____	MM / DD / YYYY	\$ _____	_____	\$ _____
20. Work in progress				
_____	MM / DD / YYYY	\$ _____	_____	\$ _____
21. Finished goods, including goods held for resale				
_____	MM / DD / YYYY	\$ _____	_____	\$ _____
22. Other inventory or supplies				
_____	MM / DD / YYYY	\$ _____	_____	\$ _____
23. Total of Part 5				\$ 0.00
Add lines 19 through 22. Copy the total to line 84.				

24. Is any of the property listed in Part 5 perishable?

- ☐ No
☐ Yes

25. Has any of the property listed in Part 5 been purchased within 20 days before the bankruptcy was filed?

- ☐ No
☐ Yes. Book value _____ Valuation method _____ Current value _____

26. Has any of the property listed in Part 5 been appraised by a professional within the last year?

- ☐ No
☐ Yes

Part 6: Farming and fishing-related assets (other than titled motor vehicles and land)

27. Does the debtor own or lease any farming and fishing-related assets (other than titled motor vehicles and land)?

- ☒ No. Go to Part 7.
☐ Yes. Fill in the information below.

General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
28. Crops—either planted or harvested			
_____	\$ _____	_____	\$ _____
29. Farm animals <i>Examples:</i> Livestock, poultry, farm-raised fish			
_____	\$ _____	_____	\$ _____
30. Farm machinery and equipment (Other than titled motor vehicles)			
_____	\$ _____	_____	\$ _____
31. Farm and fishing supplies, chemicals, and feed			
_____	\$ _____	_____	\$ _____
32. Other farming and fishing-related property not already listed in Part 6			
_____	\$ _____	_____	\$ _____

Debtor Abengoa Bioenergy Operations, LLC
Name

Case number (if known) 16-44196 (KAS)

33. **Total of Part 6.**

Add lines 28 through 32. Copy the total to line 85.

\$ 0.00

34. **Is the debtor a member of an agricultural cooperative?**

- ☐ No
☐ Yes. Is any of the debtor's property stored at the cooperative?
☐ No
☐ Yes

35. **Has any of the property listed in Part 6 been purchased within 20 days before the bankruptcy was filed?**

- ☐ No
☐ Yes. Book value \$ _____ Valuation method _____ Current value \$ _____

36. **Is a depreciation schedule available for any of the property listed in Part 6?**

- ☐ No
☐ Yes

37. **Has any of the property listed in Part 6 been appraised by a professional within the last year?**

- ☐ No
☐ Yes

Part 7: Office furniture, fixtures, and equipment; and collectibles

38. **Does the debtor own or lease any office furniture, fixtures, equipment, or collectibles?**

- ☒ No. Go to Part 8.
☐ Yes. Fill in the information below.

General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
39. Office furniture			
_____	\$ _____	_____	\$ _____
40. Office fixtures			
_____	\$ _____	_____	\$ _____
41. Office equipment, including all computer equipment and communication systems equipment and software			
_____	\$ _____	_____	\$ _____
42. Collectibles <i>Examples:</i> Antiques and figurines; paintings, prints, or other artwork; books, pictures, or other art objects; china and crystal; stamp, coin, or baseball card collections; other collections, memorabilia, or collectibles			
42.1 _____	\$ _____	_____	\$ _____
42.2 _____	\$ _____	_____	\$ _____
42.3 _____	\$ _____	_____	\$ _____

43. **Total of Part 7.**

Add lines 39 through 42. Copy the total to line 86.

\$ 0.00

44. **Is a depreciation schedule available for any of the property listed in Part 7?**

- ☐ No
☐ Yes

45. **Has any of the property listed in Part 7 been appraised by a professional within the last year?**

- ☐ No
☐ Yes

Debtor Abengoa Bioenergy Operations, LLC
Name

Case number (if known) 16-44196 (KAS)

Part 8: Machinery, equipment, and vehicles

46. Does the debtor own or lease any machinery, equipment, or vehicles?

- ☒ No. Go to Part 9.
☐ Yes. Fill in the information below.

General description	Net book value of debtor's interest	Valuation method used for current value	Current value of debtor's interest
Include year, make, model, and identification numbers (i.e., VIN, HIN, or N-number)	(Where available)		

47. Automobiles, vans, trucks, motorcycles, trailers, and titled farm vehicles

47.1	\$		\$
47.2	\$		\$
47.3	\$		\$
47.4	\$		\$

48. Watercraft, trailers, motors, and related accessories Examples: Boats, trailers, motors, floating homes, personal watercraft, and fishing vessels

48.1	\$		\$
48.2	\$		\$

49. Aircraft and accessories

49.1	\$		\$
49.2	\$		\$

50. Other machinery, fixtures, and equipment (excluding farm machinery and equipment)

	\$		\$
--	----	--	----

51. Total of Part 8.

Add lines 47 through 50. Copy the total to line 87.

\$ 0.00

52. Is a depreciation schedule available for any of the property listed in Part 8?

- ☐ No
☐ Yes

53. Has any of the property listed in Part 8 been appraised by a professional within the last year?

- ☐ No
☐ Yes

Debtor Abengoa Bioenergy Operations, LLC
Name

Case number (if known) 16-44196 (KAS)

Part 9: Real property

54. Does the debtor own or lease any real property?

- ☒ No. Go to Part 10.
☐ Yes. Fill in the information below.

55. Any building, other improved real estate, or land which the debtor owns or in which the debtor has an interest

Description and location of property Include street address or other description such as Assessor Parcel Number (APN), and type of property (for example, acreage, factory, warehouse, apartment or office building), if available.	Nature and extent of debtor's interest in property	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
55.1 _____	_____	\$ _____	_____	\$ _____
55.2 _____	_____	\$ _____	_____	\$ _____
55.3 _____	_____	\$ _____	_____	\$ _____
55.4 _____	_____	\$ _____	_____	\$ _____
55.5 _____	_____	\$ _____	_____	\$ _____
55.6 _____	_____	\$ _____	_____	\$ _____

56. Total of Part 9.

Add the current value on lines 55.1 through 55.6 and entries from any additional sheets. Copy the total to line 88.

\$ 0.00

57. Is a depreciation schedule available for any of the property listed in Part 9?

- ☐ No
☐ Yes

58. Has any of the property listed in Part 9 been appraised by a professional within the last year?

- ☐ No
☐ Yes

Part 10: Intangibles and intellectual property

59. Does the debtor have any interests in intangibles or intellectual property?

- ☒ No. Go to Part 11.
☐ Yes. Fill in the information below.

General description	Net book value of debtor's interest (Where available)	Valuation method used for current value	Current value of debtor's interest
60. Patents, copyrights, trademarks, and trade secrets _____	\$ _____	_____	\$ _____
61. Internet domain names and websites _____	\$ _____	_____	\$ _____
62. Licenses, franchises, and royalties _____	\$ _____	_____	\$ _____
63. Customer lists, mailing lists, or other compilations _____	\$ _____	_____	\$ _____
64. Other intangibles, or intellectual property _____	\$ _____	_____	\$ _____
65. Goodwill _____	\$ _____	_____	\$ _____

66. Total of Part 10.

Add lines 60 through 65. Copy the total to line 89.

\$ 0.00

Debtor Abengoa Bioenergy Operations, LLC
Name

Case number (if known) 16-44196 (KAS)

Part 12: Summary

In Part 12 copy all of the totals from the earlier parts of the form.

Type of property	Current value of personal property	Current value of real property
80. Cash, cash equivalents, and financial assets. <i>Copy line 5, Part 1.</i>	\$ <u>6,451.49</u>	
81. Deposits and prepayments. <i>Copy line 9, Part 2.</i>	\$ <u>0.00</u>	
82. Accounts receivable. <i>Copy line 12, Part 3.</i>	\$ <u>0.00</u>	
83. Investments. <i>Copy line 17, Part 4.</i>	\$ <u>0.00</u> + undetermined amounts	
84. Inventory. <i>Copy line 23, Part 5.</i>	\$ <u>0.00</u>	
85. Farming and fishing-related assets. <i>Copy line 33, Part 6.</i>	\$ <u>0.00</u>	
86. Office furniture, fixtures, and equipment; and collectibles. <i>Copy line 43, Part 7.</i>	\$ <u>0.00</u>	
87. Machinery, equipment, and vehicles. <i>Copy line 51, Part 8.</i>	\$ <u>0.00</u>	
88. Real property. <i>Copy line 56, Part 9.</i>	→	\$ <u>0.00</u>
89. Intangibles and intellectual property. <i>Copy line 66, Part 10.</i>	\$ <u>0.00</u>	
90. All other assets. <i>Copy line 78, Part 11.</i>	+ \$ <u>469,761,830.21</u> + undetermined amounts	
91. Total. Add lines 80 through 90 for each column. 91a.	\$ <u>469,768,281.70</u> + undetermined amounts	+ 91b. \$ <u>0.00</u>
92. Total of all property on Schedule A/B. Lines 91a + 91b = 92.		\$ <u>469,768,281.70</u> + undetermined amounts

Debtor Name: Abengoa Bioenergy Operations, LLC

Case Number: 16-44196 (KAS)

Assets - Real and Personal Property

Part 1, Question 3: Checking, savings, money market, or financial brokerage accounts

Name of institution (bank or brokerage firm)	Type of account	Last 4 digits of account number	Current value of debtor's interest
WELLS FARGO BANK N.A	Wells Fargo Operating Account	2320	\$6,451.49
		TOTAL	\$6,451.49

Debtor Name: Abengoa Bioenergy Operations, LLC

Case Number: 16-44196 (KAS)

Assets - Real and Personal Property

Part 4, Question 15: Non-publicly traded stock and interests in incorporated and unincorporated businesses, including any interest in an LLC, partnership, or joint venture

Name of entity	% of ownership	Valuation method used for current value	Current value of debtor's interest
Abengoa Bioenergy Meramec Renewable, LLC	79.75	N/A	Undetermined
Abengoa Bioenergy of Maryland, LLC	100	N/A	Undetermined
Abengoa Bioenergy Engineering & Construction, LLC	100	N/A	Undetermined
Abengoa Bioenergy Trading US, LLC	100	N/A	Undetermined
Abengoa Bioenergy Outsourcing, LLC	100	N/A	Undetermined
Abengoa Bioenergy Company, LLC	100	N/A	Undetermined
Abengoa Bioenergy of Nebraska, LLC	100	N/A	Undetermined
Abengoa Bioenergy of Kansas, LLC	100	N/A	Undetermined
Abengoa Bioenergy Renewable Power US, LLC	100	N/A	Undetermined
Abengoa Bioenergy of Texas, LLC	100	N/A	Undetermined
		TOTAL	\$0.00 + undetermined amounts

Debtor Name: Abengoa Bioenergy Operations, LLC

Case Number: 16-44196 (KAS)

Assets - Real and Personal Property

Part 11, Question 73: Interests in insurance policies or annuities

Description	Policy type	Policy number	Current value of debtor's interest
FACTORY MUTUAL INSURANCE COMPANY	Property	1001449	Undetermined
NEW HAMPSHIRE INSURANCE COMPANY	Workers' Compensation	WC 035-80-8917	Undetermined
NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA	Commercial Umbrella	BE 24238263	Undetermined
ILLINOIS NATIONAL INSURANCE CO.	General Liability	GL - 190-33-41	Undetermined
ESSEX INSURANCE COMPANY	Rail	RRP1514-3	Undetermined
LIBERTY INSURANCE UNDERWRITERS INC.	Excess Liability Policy Declaration	10000035915-04	Undetermined
NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA	Auto	CA - 363-2415	Undetermined
IRONSHORE SPECIALTY INSURANCE COMPANY	Environmental Excess	2308100	Undetermined
TRAVELERS PROPERTY CASUALTY COMPANY OF AMERICA	Commercial	QT-660-4862N27A-TIL-15	Undetermined
ACE AMERICAN INSURANCE COMPANY	Foreign Liability/International Casualty	D38281215 003	Undetermined
		TOTAL	\$0.00 + undetermined amounts

Debtor Name: Abengoa Bioenergy Operations, LLC

Case Number: 16-44196 (KAS)

Assets - Real and Personal Property

Part 11, Question 77: Other property of any kind not already listed

Description	Current value of debtor's interest
LT part.GC.re.Ac-Nat	\$457,193,988.33
	\$3,605,000.00*
Lt loan to AfCo	\$8,924,787.15*
TOTAL	\$46-,+*%, ' \$.&%

* The Debtors believe that some or all of this interest may be equity.

Fill in this information to identify the case:

Debtor Abengoa Bioenergy Operations, LLC
United States Bankruptcy Court for the: Eastern District of Missouri
(State)
Case number 16-44196 (KAS)
(If known)

☒ Check if this is an
amended filing

Official Form 206E/F

Schedule E/F: Creditors Who Have Unsecured Claims

12/15

Be as complete and accurate as possible. Use Part 1 for creditors with PRIORITY unsecured claims and Part 2 for creditors with NONPRIORITY unsecured claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on *Schedule A/B: Assets - Real and Personal Property* (Official Form 206A/B) and on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G). Number the entries in Parts 1 and 2 in the boxes on the left. If more space is needed for Part 1 or Part 2, fill out and attach the Additional Page of that Part included in this form.

Part 1: List All Creditors with PRIORITY Unsecured Claims

1. Do any creditors have priority unsecured claims? (See 11 U.S.C. § 507).

- ☒ No. Go to Part 2.
☐ Yes. Go to line 2.

2. List in alphabetical order all creditors who have unsecured claims that are entitled to priority in whole or in part. If the debtor has more than 3 creditors with priority unsecured claims, fill out and attach the Additional Page of Part 1.

	Total claim	Priority amount
2.1 Priority creditor's name and mailing address	As of the petition filing date, the claim is: \$ _____	\$ _____
	Check all that apply. <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed	
Date or dates debt was incurred	Basis for the claim: _____	
Last 4 digits of account number _____	Is the claim subject to offset? <input type="checkbox"/> No <input type="checkbox"/> Yes	
Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (____)		
2.2 Priority creditor's name and mailing address	As of the petition filing date, the claim is: \$ _____	\$ _____
	Check all that apply. <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed	
Date or dates debt was incurred	Basis for the claim: _____	
Last 4 digits of account number _____	Is the claim subject to offset? <input type="checkbox"/> No <input type="checkbox"/> Yes	
Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (____)		
2.3 Priority creditor's name and mailing address	As of the petition filing date, the claim is: \$ _____	\$ _____
	Check all that apply. <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed	
Date or dates debt was incurred	Basis for the claim: _____	
Last 4 digits of account number _____	Is the claim subject to offset? <input type="checkbox"/> No <input type="checkbox"/> Yes	
Specify Code subsection of PRIORITY unsecured claim: 11 U.S.C. § 507(a) (____)		

Debtor Abengoa Bioenergy Operations, LLC
Name

Case number (if known) 16-44196 (KAS)

Part 2: List All Creditors with NONPRIORITY Unsecured Claims

3. List in alphabetical order all of the creditors with nonpriority unsecured claims. If the debtor has more than 6 creditors with nonpriority unsecured claims, fill out and attach the Additional Page of Part 2.

		Amount of claim
3.1	Nonpriority creditor's name and mailing address ABENGOA BIOENERGY COMPANY LLC 16150 MAIN CIRCLE DRIVE SUITE 300 CHESTERFIELD, MO 63017 Date or dates debt was incurred <u>Undetermined</u> Last 4 digits of account number <u> </u>	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Intercompany Payable</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
		\$ <u>3,605,000.00</u>
3.2	Nonpriority creditor's name and mailing address ABENGOA BIOENERGY MERAMEC RENEWABLE, LLC. 16150 MAIN CIRCLE DR, SUITE 300 CHESTERFIELD, MO 63017 Date or dates debt was incurred <u>Undetermined</u> Last 4 digits of account number <u> </u>	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Intercompany Payable *</u> Is the claim subject to offset? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
		\$ <u>500.00</u>
3.3	Nonpriority creditor's name and mailing address ABENGOA BIOENERGY OF KANSAS, LLC 16150 MAIN CIRCLE DR, SUITE 300 CHESTERFIELD, MO 63017 Date or dates debt was incurred <u>Undetermined</u> Last 4 digits of account number <u> </u>	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input checked="" type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Intercompany Payable</u> Is the claim subject to offset? <input type="checkbox"/> No <input type="checkbox"/> Yes
		\$ <u>241,424.14</u>
3.4	Nonpriority creditor's name and mailing address COMPANIA ESPANOLA DE FINANCIACION DEL DESARROLLO, COFIDES, S.A. ATTN: MR. LUIS DE FUENTES LOSADA AND MR. MIGUEL ANGEL LADERO SANTO CALLE DEL PRINCIPE DE VERGARA 132, 12TH FLOOR MADRID, SPAIN Date or dates debt was incurred <u>Undetermined</u> Last 4 digits of account number <u> </u>	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input checked="" type="checkbox"/> Contingent <input checked="" type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u>Contingent Liability</u> Is the claim subject to offset? <input type="checkbox"/> No <input type="checkbox"/> Yes
		\$ <u>47,364,000.00</u>
3.5	Nonpriority creditor's name and mailing address Date or dates debt was incurred <u> </u> Last 4 digits of account number <u> </u>	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u> </u> Is the claim subject to offset? <input type="checkbox"/> No <input type="checkbox"/> Yes
		\$ <u> </u>
3.6	Nonpriority creditor's name and mailing address Date or dates debt was incurred <u> </u> Last 4 digits of account number <u> </u>	As of the petition filing date, the claim is: <i>Check all that apply.</i> <input type="checkbox"/> Contingent <input type="checkbox"/> Unliquidated <input type="checkbox"/> Disputed Basis for the claim: <u> </u> Is the claim subject to offset? <input type="checkbox"/> No <input type="checkbox"/> Yes
		\$ <u> </u>

* The Debtors believe this claim is equity.

Debtor

Abengoa Bioenergy Operations, LLC
Name

Case number (if known) 16-44196 (KAS)

Part 4: Total Amounts of the Priority and Nonpriority Unsecured Claims

5. Add the amounts of priority and nonpriority unsecured claims.

5a. Total claims from Part 1

5a.

\$ 0.00

5b. Total claims from Part 2

5b.

+

\$ 51,210,924.10

5c. Total of Parts 1 and 2

5c.

\$ 51,210,924.10

Lines 5a + 5b = 5c.

Total of claim amounts

Fill in this information to identify the case:

Debtor name Abengoa Bioenergy Operations, LLC

United States Bankruptcy Court for the: Eastern District of Missouri
(State)

Case number (If known): 16-44196 (KAS) Chapter

☒ Check if this is an amended filing

Official Form 206G

Schedule G: Executory Contracts and Unexpired Leases

12/15

Be as complete and accurate as possible. If more space is needed, copy and attach the additional page, numbering the entries consecutively.

1. Does the debtor have any executory contracts or unexpired leases?

- ☒ No. Check this box and file this form with the court with the debtor's other schedules. There is nothing else to report on this form.
- ☐ Yes. Fill in all of the information below even if the contracts or leases are listed on *Schedule A/B: Assets - Real and Personal Property* (Official Form 206A/B).

2. List all contracts and unexpired leases

State the name and mailing address for all other parties with whom the debtor has an executory contract or unexpired lease

2.1

State what the contract or lease is for and the nature of the debtor's interest

State the term remaining

List the contract number of any government contract

2.2

State what the contract or lease is for and the nature of the debtor's interest

State the term remaining

List the contract number of any government contract

2.3

State what the contract or lease is for and the nature of the debtor's interest

State the term remaining

List the contract number of any government contract

2.4

State what the contract or lease is for and the nature of the debtor's interest

State the term remaining

List the contract number of any government contract

2.5

State what the contract or lease is for and the nature of the debtor's interest

State the term remaining

List the contract number of any government contract

Fill in this information to identify the case:

Debtor name Abengoa Bioenergy Operations, LLC

United States Bankruptcy Court for the: Eastern District of Missouri
(State)

Case number (If known): 16-44196 (KAS)

☒ Check if this is an amended filing

Official Form 206H

Schedule H: Codebtors

12/15

Be as complete and accurate as possible. If more space is needed, copy the Additional Page, numbering the entries consecutively. Attach the Additional Page to this page.

1. Does the debtor have any codebtors?

☐ No. Check this box and submit this form to the court with the debtor's other schedules. Nothing else needs to be reported on this form.

☒ Yes

2. In Column 1, list as codebtors all of the people or entities who are also liable for any debts listed by the debtor in the schedules of creditors, **Schedules D-G**. Include all guarantors and co-obligors. In Column 2, identify the creditor to whom the debt is owed and each schedule on which the creditor is listed. If the codebtor is liable on a debt to more than one creditor, list each creditor separately in Column 2.

Column 1: Codebtor

Name

Mailing address

Column 2: Creditor

Name

Check all schedules that apply:

☐ D
☒ E/F
☐ G

2.1 Abengoa Bioenergy
US Holding, LLC

16150 Main Circle Drive
Suite 300
Chesterfield, MO 63017-4689

COMPANIA ESPANOLA DE
FINANCIACION DEL
DESARROLLO, COFIDES,
S.A.

2.2

☐ D
☐ E/F
☐ G

2.3

☐ D
☐ E/F
☐ G

2.4

☐ D
☐ E/F
☐ G

2.5

☐ D
☐ E/F
☐ G

2.6

☐ D
☐ E/F
☐ G

Fill in this information to identify the case and this filing:

Debtor Name Abengoa Bioenergy Operations, LLC
United States Bankruptcy Court for the: Eastern District of Missouri
(State)
Case number (if known): 16-44196 (KAS)

Official Form 202

Declaration Under Penalty of Perjury for Non-Individual Debtors

12/15

An individual who is authorized to act on behalf of a non-individual debtor, such as a corporation or partnership, must sign and submit this form for the schedules of assets and liabilities, any other document that requires a declaration that is not included in the document, and any amendments of those documents. This form must state the individual's position or relationship to the debtor, the identity of the document, and the date. Bankruptcy Rules 1008 and 9011.

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Declaration and signature

I am the president, another officer, or an authorized agent of the corporation; a member or an authorized agent of the partnership; or another individual serving as a representative of the debtor in this case.

I have examined the information in the documents checked below and I have a reasonable belief that the information is true and correct:

- ☐ *Schedule A/B: Assets—Real and Personal Property* (Official Form 206A/B)
- ☐ *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 206D)
- ☐ *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 206E/F)
- ☐ *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 206G)
- ☐ *Schedule H: Codebtors* (Official Form 206H)
- ☐ *Summary of Assets and Liabilities for Non-Individuals* (Official Form 206Sum)
- ☒ Amended *Schedule A/B, E/F, G, H, and Summary of Assets and Liabilities*
- ☐ *Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders* (Official Form 204)
- ☐ Other document that requires a declaration _____

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 05/24/2017
MM / DD / YYYY

x



Signature of individual signing on behalf of debtor

Sandra Porras Serrano
Printed name

Chief Financial Officer
Position or relationship to debtor